IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO.1020 OF 2007
IN
SESSIONS CASE NO.662 OF 2005

Sunil Raghunath Shetty ...Applicant.

Versus

The State of Maharashtra ...Respondent.

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Mr.Aniket Vagal i/b. Ms.Anjali Patil, Adv. for the Applicant.
Mr.V.B.Konde-Deshmukh, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : 16th April, 2007.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned APP for the State.

2. The applicant is seeking bail in C.R.No.125 of 2004 of Colaba Police Station (GBCB CID, Mumbai). The said case pertains to Sessions Case No.662 of 2005. The said case is mainly under Sections 420, 467, 468 of IPC.

3. The applicant took the loan from UCO Bank for purchasing the flat. Thereafter, the loan amount came to be disbursed to the applicant. Thereafter, the Bank came to know that the loan

was obtained on the basis of forged documents i.e. NOC given by the builder to the applicant, cash receipt given by the builder to the applicant and the other documents on the basis of which loan was obtained were found to be forged. On account of this, the Bank lodged the complaint. There is sufficient material to show that the applicant obtained the loan on the basis of forged documents.

4. In addition to the above, the learned APP has pointed out that the trial has commenced and six witnesses have already been examined by the prosecution and only another five to six witnesses remain to be examined by the prosecution.

5. In this view of the matter, I am not inclined to grant bail to the applicant at this stage.

6. Application is rejected.

. Liberty to the applicant to prefer a fresh application in case the trial is not concluded by 30th June, 2007.

(SMT.V.K.TAHILRAMANI,J.)